

## **REMARKS**

For the convenience of the Examiner set forth below is a recapitulation of the current status of the Claims in the present Application.

| <b>CLAIM</b> | <b>STATUS</b> | <b>DEPENDENCY</b> |
|--------------|---------------|-------------------|
| 1            | Original      | Independent       |
| 2            | Original      | 1                 |
| 3            | Original      | 2                 |
| 4            | Original      | 1                 |
| 5            | Canceled      | --                |
| 6            | Original      | 1                 |
| 7            | Original      | 1                 |
| 8            | Original      | 1                 |
| 9            | Original      | 8                 |
| 10           | Original      | Independent       |
| 11           | Original      | 10                |
| 12           | Original      | 11                |
| 13           | Original      | 10                |
| 14           | Canceled      | --                |
| 15           | Original      | 10                |
| 16           | Original      | 10                |
| 17           | Original      | 10                |
| 18           | Original      | 17                |
| 19           | New           | Independent       |
| 20           | New           | Independent       |

Comments of Primary Examiner Gary L. WELCH have been reviewed carefully along with pertinent sections of the Patent Act, Patent Rules, the Manual of Patent Examining Procedure, legal treatises and relevant decisional law. The Application has been amended in accordance with Primary Examiner WELCH's requirements and favorable reconsideration of the Application, as amended, is solicited earnestly.

The Specification has been amended in accordance with the Examiner's comments. No new matter has been added.

The Examiner has stated that Claims 5 and 14 would be allowable if rewritten in Independent form including all of the limitations of the bases claim and any intervening claims.

Accordingly, Claim 5 has been rewritten and is presented as new Claim 19.

Claim 14 has been rewritten and is presented as new Claim 20.

Claims 5 and 14 have been canceled.

No new matter has been added. New 19 and 20 Claims are believed to be patentable.

Claims 1, 6-10 and 15-18 have been rejected under 35 USC 103(2) as being unpatentable over *Bahared* (US 5,802,622). Claims 2-4 and 11-13 have been rejected under 35 USC 103(2) as being unpatentable over *Bahared* (US 5,802,622 in view of *Lin* (US 4,951,322).

Reconsideration of the Examiners rejection of Claims 1, 6-10, 15-18, 2-4 and 11-13 respectfully requested on the basis that examination of the *Bahared* and *Lin* patents reveals the following differences between the *Bahared* and *Lin* devices, the statements of the Examiner and the present invention.

1. The Examiner is correct in stating that the goggles of *Bahared et al.* Are not specifically used for swimming and do not disclose a separate left side lens and a right side lens.

2. The present invention is specifically directed toward providing a goggle for swimming while the *Bahared* can not be used for swimming.

3. The present invention uses a connecting block to connect the upper wall and the lower wall of the bridge portion to connect these portions and thereby retain the lens in place. Claim 1 has been amended further describe the connecting block.

4. *Bahared* does not use a connecting block to connect the upper and lower

walls of the bridge portion to retain the primary lenses within the frame. *Bahared* uses a pair of pins to attach a supplementary lens on the top of a primary lens and on the top of and not interlocked within a frame as in the present invention.

5. *Lin* shoes a detachable mono-glass sports goggle. The goggles of *Lin* are not adapted for swimming and the lens is removably attached to the top of a frame with a pin (62). The lens is not mounted within a frame as in the present invention.

For the above reasons the application of the *Bahared et al.* and *Lin* references is not considered to be appropriate.

Claim 1 has been amended to more particularly distinguish from the prior art. Claim 1, as amended, and the Claims which depend from Claim 1, as amended, are believed to be patentable. Favorable reconsideration is respectfully requested.

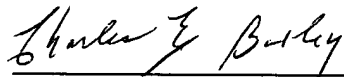
The total number of claims as amended is 20. The number of extra claims is zero. The total number of independent claims is four. The number of extra independent claims is one. A check in the amount of \$43.00 to cover the extra claim is enclosed. This payment has been calculated as follows: one extra independent claim at \$43.00 (Small Entity).

In view of the foregoing amendments, submissions and explanations, it is believed

that Claims 1-4, 6-13 and 15-20 (as amended) are in condition for allowance. An early Notice of Allowance on the Application will be appreciated.

Courtesy, cooperation and skill of Primary Examiner Gary L. WELSH are appreciated.

Respectfully,

  
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